

**BOROUGH OF DUMONT
BERGEN COUNTY, N.J.
EXECUTIVE SESSION MINUTES
NOVEMBER 9, 2010
6:30 PM**

Meeting called to order by Council President Stylianou

Flag Salute; Silent Prayer

Sunshine Law: The notice requirements of the Open Public Meetings Act of the State of New Jersey have been satisfied by the inclusion of the time, place and change in date of this public meeting in a notice sent to *The Record* and *The Press Journal* November 4, 2010, filed with the Borough of Dumont, posted on the Dumont website and the official bulletin board.

Roll Call:

Council members: Carrick, Freeman, Manna, Stylianou, Zamechansky-present

Councilman Caspare-absent

Mayor McHale-absent-excused

Motion to open to the public: Councilman Manna

Second: Councilwoman Zamechansky

All in favor.

1. Kai Chen, 90 Teak Road, asked about Bond Ordinance #1423, NJEIT Phase III. He asked if the Council had reviewed the plan. He also asked about the FEMA flood map and whether Haworth would be part of the Dumont project.

Motion to close to the public: Councilwoman Zamechansky

Second: Councilman Manna

All in favor.

Council President Stylianou reviewed items for Public Portion:

RESOLUTIONS

#10-279 Authorization of DeBiasse & Seminara to Provide Architectural Services for Two Garages for NJEIT Phase II Flood Control Project-\$6,000 total for 91 Randolph and 98 E. Linden.

Motion to move to non-consent agenda: Councilman Manna

Second: Councilwoman Zamechansky

All in favor.

#10-280 Award of Bid for Barrier-free Access at Dumont Library and Senior Center

#10-281 Authorization for T&M to Provide Services in order to Prepare a Proposal for Remedial Investigation Work Plan for the DPW Site-not to exceed \$15,000

#10-282 Capital Budget Amendment-CFO Giotis explained that this relates to the two bond ordinances on the agenda.

Council members Carrick and Freeman questioned why the Borough is bonding without knowing the full cost of the project.

#10-283 Frontier Room-Approval of Live Entertainment Permit

#10-284 Emergency Appropriation-Capital Improvements-Down Payment on Improvements

#10-285 Authorization of Investigation and Subpoena Power Related to DPW Environmental Remediation

Mr. Paster explained that this resolution would authorize his office to conduct interviews in order to get some answers as to how things wound up the way they did at the DPW site.

Councilman Manna asked if Mr. Paster had received a response from the OPRA request he submitted to the DEP. He only received a response that they do not yet have the documents on hand yet.

ORDINANCES

First Reading

#1422 Bond Ordinance-Remediation and Improvements Needed at DPW Site-\$100,000

#1423 Bond Ordinance-Preliminary Costs of NJEIT Phase III-\$350,000

#1424 Ordinance to Amend Chapter 306-8-Property Maintenance-Appearance of Exterior of Premises

#1425 Salary Ordinance Amendment-Fire Official

After much discussion, Councilman Carrick motioned to pull Resolutions #282 and #284 and Ordinances #1422 and #1423.

Second: Councilman Freeman

Roll call vote: Council members Carrick, Freeman, Manna, Zamechansky, Council president Stylianou-yes

Motion carried.

Motion to recess: Councilwoman Zamechansky

Second: Councilman Freeman

All in favor.

Motion to go back into public: Councilman Manna

Second: Councilman Freeman

All in favor.

Motion to accept the agenda as presented with the exception of Resolutions #282, #284, ordinances #1422 and #1423: Councilman Carrick

Second: Councilman Freeman

All in favor.

PUBLIC PORTION

Review of Consent Agenda Items: All items with an asterisk are considered to be non-controversial by the Council and will be approved by one motion. There may be further discussion prior to the vote upon request of a member of the public or a Council member. Also, any item may be removed for further discussion or for roll call vote in which case the item will be removed and considered in its normal sequence as part of the general order of business.

#10-280 Award of Bid for Barrier-free Access at Dumont Library and Senior Center *

#10-281 Authorization for T&M to Provide Services in order to Prepare a Proposal for Remedial Investigation Work Plan for the DPW Site-not to exceed \$15,000 *

#10-283 Frontier Room-Approval of Live Entertainment Permit *

#10-285 Authorization of Investigation and Subpoena Power Related to DPW
Environmental Remediation *

Motion to adopt: Councilman Carrick

Second: Councilman Manna

Roll Call Vote: Council members Carrick, Freeman, Manna, Zamechansky, Council
president Stylianou-yes

Non-consent Agenda

#10-279 Authorization of DeBiasse & Seminara to Provide Architectural Services for
Two Garages for NJEIT Phase II Flood Control Project

Motion: Councilman Carrick

Second: Councilman Manna

Roll Call Vote: Council members Carrick, Manna, Council president Stylianou-yes
Council members Freeman and Zamechansky-abstained

ORDINANCES

First Reading

#**1424** Ordinance to Amend Chapter 306-8-Property Maintenance-Appearance of
Exterior of Premises-Paragraph A, Subsection 2 shall delete the word multi-family or any
reference thereto, from that section.

Motion to waive formal reading: Councilman Carrick

Second: Councilman Manna

All in favor.

Motion to adopt on first reading: Councilwoman Zamechansky

Second: Councilman Carrick

Roll call vote: Council members Carrick, Freeman, Manna, Zamechansky, Council
President Stylianou-yes

#**1425** Salary Ordinance Amendment-Fire Official

Council President Stylianou stated that the range in this amendment is reduced from
\$9,000 to \$5,000.

Motion to waive formal reading: Councilman Carrick

Second: Councilman Freeman

All in favor

Motion to adopt on first reading: Councilwoman Zamechansky

Second: Councilman Carrick

Roll call vote: Council members Carrick, Freeman, Manna, Zamechansky, Council
President Stylianou-yes

Motion to open to the public: Councilman Manna

Second: Councilman Freeman

All in favor.

1. Sandy Fernandez, 199 Summit Avenue, asked why the Live Entertainment permit did not have to get approval from the Planning Board.
2. Sabino Rodano, 111 Cresskill Avenue, asked when topsoil was put on TwinBoro Field, by whom, and if a certificate of decontamination was obtained. He also asked about the wording "special public portion" since special means "out of the ordinary" and the words "executive session" since when he read online that in

some towns “executive session” and “closed session” are synonymous. He questioned whether meetings are open to the public.
Mr. Paster recommended that in the future, “special” would be removed from the term “special public portion”.
Motion to close to the public: Councilman Carrick
Second: Councilman Manna
All in favor.

Council Committee Reports

- Councilman Carrick
Report waived
- Councilman Freeman
Report waived
- Councilwoman Zamechansky
The Councilwoman thanked everyone who helped with the Halloween parade.
- Councilman Manna
The Borough lent their metal detector to the high school in Demarest following a threat which they had received.
- Councilman Stylianou
The Councilman congratulated Brian Lang, a Dumont resident, who finished 1st in our 5K and 71st in the N.Y.C. Marathon.

Borough Attorney’s Report

Mr. Paster submitted a written report and had nothing more to add.

Engineer’s Report

Mr. Carrino stated that Bussell Ct. and Short St. curbing will be done this week and paving next week.

There are small “Safe Routes to Schools” grants available, which he will give to Lt. Voorhis.

Administrator’s Report

Mr. Perkins wrote a letter to Bergen County Open Space requesting reallocation from the walking path lighting to other projects.

PSE&G has offered an energy grant to Dumont but it must be specific to one building, which Mr. Perkins suggests should be the Library. The audit will take place Friday. The Borough has already gotten a clean energy grant through Lime Engineering.

There was a meeting with T-Mobile, Mr. Paster, Mr. Perkins, the LSRP from T&M and the owner who will be doing the installation of the cell tower at the DPW. It seems T-Mobile is still planning on moving forward.

Mr. Perkins followed up with Englewood Hospital regarding previous talks about exercise stations at Memorial Park. They are going to reinstate the \$3,500 they had promised.

Councilman Stylianou asked if PSE&G had ever met with the residents in the section of town that is having issues. Mr. Perkins responded that PSE&G has identified some of the issues and will e-mail him.

Council President Stylianou read the resolution to go into closed session to discuss Potential Litigation

Motion: Councilman Carrick

Second: Councilman Freeman

Roll call vote: Council members Carrick, Freeman, Manna, Zamechansky, Council President Stylianou-yes

Motion to return to public: Councilman Freeman

Second: Councilman Manna

All in favor.

Motion to adjourn: Councilman Manna

Second: Councilman Freeman

All in favor.

Meeting adjourned at 8:40 PM

Minutes respectfully submitted by:

Susan Connelly, RMC

Borough Clerk